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ON PETITION

In re Application of :
Byrne, et al. :
Application No. 10/027,228 :
Filed: December 20, 2001 :
Attorney Docket No. 32181 :

This is a decision on the petition under 37 CFR 1.137(a) filed March 8, 2004.


The petition is **GRANTED**.

This application became abandoned for failure to timely reply to the "Notice to File Missing Parts of Nonprovisional Application" ("Notice") mailed January 29, 2002. The Notice set an extendable period for reply of two months from its mailing date. No response was believed to have been received within the allowable period and the application became abandoned on March 29, 2002. A Notice of Abandonment was mailed on February 12, 2004.

A review of the application history revealed that the filing and claims fees and surcharge required by the Notice were, in fact, timely received on March 25, 2002.

The file is now being forwarded to the Office of Initial Patent Examination for further processing.

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 305-0010.


Kenya A. McLaughlin
Petitions Attorney
Office of Petitions